

Notice of Allowability

Application No.

10/500,684

Examiner

Hai L. Nguyen

Applicant(s)

PIENA, MARTINUS JOHANNES

Art Unit

2816

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the amendment filed on 5/15/2006.
2. ☒ The allowed claim(s) is/are 1-5 and 9-14.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

DETAILED ACTION

Response to Amendment

1. The amendment received on 5/15/2006 has been reviewed and considered with the following results:

As to the prior art rejections to the claims, Applicant's amendment and argument have overcome the previous prior art rejections mailed on 02/13/2006, as such; the prior rejections have been withdrawn. Furthermore, in view of the inclusion of all of the limitations of new base claim 9, within original base claim 1 included claim 3, which have been indicated allowable in the prior Office Action mailed on 02/13/2006. Therefore, the case is found to be in allowance condition for the reasons as set for below.

Response to Election

2. Applicant's withdrawn without traverse of claims 6-8 is acknowledged. However, cancellation of those non-elected claims is needed. Therefore, Examiner's amendment for canceling of claims 6-8 is necessary as set forth below.

EXAMINER'S AMENDMENT

3. The application has been amended as follows:

In the claims

Claims 6-8 have been cancelled.

REASON FOR ALLOWANCE

4. The following is an examiner's statement of reasons for allowance:

The prior art of record fails to disclose or fairly suggest a high-pressure discharge lamp (as shown in Figs. 1-2) provided with a discharge vessel having a wall of a ceramic material, and provided with at least one electrode feed through (2, 3), as recited in claim 1, having specific structural limitations such as the electrode pin (29) comprises a solidified tungsten melt (35) at its first end (28) in the vicinity of the interface (34) between electrode pin and cermet rod (26) without contacting the cermet rod, and being configured in combination with the rest of the limitations of the base claims and any intervening claims.

The prior art of record fails to disclose or fairly suggest a high-pressure discharge lamp (as shown in Figs. 1-2) provided with a discharge vessel having a wall of a ceramic material, and provided with at least one electrode feed through (2, 3), as recited in claim 9, having specific structural limitations such as the electrode pin exhibits, at its first end, a tungsten melt (35) in three locations on its circumference, which tungsten melts are arranged at an angle of 120° with respect to each other and are at the same distance from the interface (34), and being configured in combination with the rest of the limitations of the base claims and any intervening claims.

5. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."


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Conclusion

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hai L. Nguyen whose telephone number is 571-272-1747. The examiner can normally be reached on Monday-Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Timothy Callahan can be reached on 571-272-1740. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

7. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

HLN 
May 24, 2006


TIMOTHY R. CALLAHAN
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2800